

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF SOUTH CAROLINA
FLORENCE DIVISION**

TONI HURT,

Plaintiff,

vs.

ELLIOTT REALTY, INCORPORATED; RBG
FARMS, LLC; JONES AND ROBERTS
REALTY AND DEVELOPMENT, LLC; and
CITY OF NORTH MYRTLE BEACH,

Defendants.

RBG FARMS, LLC,

Third-Party Plaintiff,

vs.

LINDSEY BLEVINS PANNELL,

Third-Party Defendant.

Civil Action No.: 4:17-cv-01075-RBH

**CONSENT ORDER REGARDING RBG FARMS, LLC'S AND ELLIOTT REALTY,
INC.'S RESPONSES TO PLAINTIFF'S WRITTEN DISCOVERY REQUESTS**

THIS MATTER comes before the Court upon Plaintiff's objection to Defendants RBG Farms, LLC's and Elliott Realty, Inc.'s (collectively, "Defendants") responses and objections to Plaintiff's Interrogatories and Requests for Production. The parties' counsel convened on August 29, 2018 for an informal telephone conference with Judge Harwell to discuss and attempt to resolve the dispute. Pursuant to that conference, the parties hereby agree as follows:

1. Defendants will submit supplemental responses that remove any preliminary and/or general objections and include only specific objections to individual interrogatories and requests for production.
2. Defendants have agreed to include a statement in their respective supplemental responses indicating that no documents created before the date this lawsuit was filed have been withheld on the basis of privilege.
3. Defendants are not required to create a privilege log for any correspondence protected by the attorney client privilege and/or for documents or information protected by the work product doctrine that were created or obtained on or after the date this lawsuit was filed.
4. With respect to Plaintiff's Interrogatory 15, Defendants each agree to provide a monetary dollar amount of its respective net worth within ten (10) days after the Court's ruling on RBG Farms, LLC's Motion for Summary Judgment, should the motion be denied. This information will be provided under a protective order that will protect the confidentiality of same. Defendants will not be required to produce any further documentation supporting their stated net worth numbers. At that time, and if necessary, Plaintiff may then conduct additional discovery including written discovery and depositions solely on the issue of net worth and the calculation thereof irrespective of this Court's scheduling order. If individuals have already been deposed they may be re-deposed as to this issue only, if necessary.

IT IS SO ORDERED.

August 31, 2018
Florence, South Carolina

s/ R. Bryan Harwell
R. Bryan Harwell
United States District Judge

WE CONSENT:

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